

Be it enacted by the Legislature of the State of Texas.

That Chapter 74 of the General Laws of the Regular Session of the Thirty-fifth Legislature of Texas shown on pages 139 and 140 of said General Laws of said Regular Session of said Thirty-fifth Legislature, as amended by the General Laws of the Regular Session of the Thirty-sixth Legislature of Texas shown on pages 284 and 285 of said General Laws of said Regular Session of said Thirty-sixth Legislature, be and the same is hereby amended so as hereafter to read as follows:

Section 1. That it shall be unlawful from and after the passage of This Act for any person, firm, association or corporation to sell or offer for sale within the State of Texas any wagon or other road vehicle with an intended carrying capacity of more than two thousand pounds and not exceeding four thousand five hundred pounds which shall have a rim or tire on the wheels of same less than three inches in width; or any such wagon or other road vehicles with an intended carrying capacity of more than four thousand five hundred pounds which shall have a rim or tire on the wheels of same less than four inches in width.

Section 2. This Act shall apply to all persons, firms, associations or corporations engaged in the sale of road vehicles, either at wholesale or retail, but shall not apply to individuals, selling or offering for sale road vehicles purchased for their individual use.

Sec. 3. Any firm, association or corporation violating the terms of this Act, shall be subject to a penalty of not less than one hundred (\$100.00) dollars nor more than one thousand (\$1,000.00) dollars for each offense to be collected for the benefit of the county in which such violation may occur; and any person violating the terms of this Act, shall be subject to a fine of not less than one hundred (\$100.00) dollars nor more than one thousand (\$1,000.00) dollars for each offense, and each sale or offer of sale in violation hereof shall constitute a separate offense.

Sec. 4. The fact that wagons with an intended carrying capacity of four thousand five hundred pounds are urgently and immediately needed by the

farmers of this State for the handling of their crops, and that it is impracticable to supply or to use said wagons in many parts of this State when they have rims or tire exceeding three inches in width, creates an emergency and an imperative public necessity requiring the suspension of the Constitutional rule requiring that all bills be read on three several days, and said rule is suspended, and this Act shall take effect and be in force from and after the passage, and it is so enacted.

TENTH DAY.

Senate Chamber,
Austin, Texas,
Tuesday, June 1, 1920.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor W. A. Johnson.

The roll was called, a quorum being present, the following Senators answering to their names:

Alderdice.	Floyd.
Bailey.	Gibson.
Bledsoe.	Hall.
Buchanan of Bell.	Hertzberg.
Buchanan of Scurry.	Hopkins.
Caldwell.	Page.
Carlock.	Parr.
Clark.	Rector.
Cousins.	Strickland.
Davidson.	Suiter.
Dayton.	Westbrook.
Dean.	Williford.
Dorough.	Witt.
Dudley.	Woods.
Faust.	

Absent—Excused.

McNealus. Smith.

Prayer by the Chaplain, Rev. S. H. Morgan.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Alderdice.

Senators Excused.

On the motion of Senator Hall, Senator Smith was excused for today.

On the motion of Senator Buchanan of Scurry, Senator Dorough was excused for Saturday and Monday.

On the motion of Senator Bailey,

Senator Buchanan of Bell was excused for Monday.

On the motion of Senator Dorrough, Senator McNealus was excused for Friday, Saturday, Monday and indefinitely.

Petitions and Memorials.

See Appendix.

Committee Reports.

See Appendix.

Messages from the Governor.

A messenger from the Governor appeared at the bar of the Senate with the following executive messages:

Governor's Office,
Austin, Texas, May 31, 1920.
To the Thirty-sixth Legislature in Third Called Session.

Gentlemen: At the request of Representative Hill, I submit for your consideration the following subject, to-wit:

"An Act to amend Article 613 of the Revised Civil Statutes of the State of Texas of 1911, providing that the issuance of certain county bonds shall be based upon and limited by the taxable values of the county, and declaring an emergency."

Respectfully submitted,
W. P. HOBBY,
Governor.

Governor's Office,
Austin, Texas, May 31, 1920.
To the Thirty-sixth Legislature in Third Called Session.

Gentlemen: At the request of Senator Bailey, I submit for your consideration the following subject, to-wit:

"An Act to amend Chapter 7, Title 22, of the Revised Civil Statutes of Texas, by adding thereto Article 956a, providing for the bringing of suits for delinquent taxes by unincorporated cities and towns, prescribing the conditions precedent thereto, and for the employment of attorneys for the bringing of such suits, and for the recovery in such suits as a part of the costs thereof the same fees for city attorneys and special attorneys so employed

as are now by law provided for county attorneys and district attorneys for the bringing of suits on behalf of the State and county for the collection of delinquent taxes, providing that in no case shall such city or town become liable for such fees, and declaring an emergency."

Respectfully submitted,
W. P. HOBBY,
Governor.

Governor's Office,
Austin, Texas, June 1, 1920.
To the Thirty-sixth Legislature in Third Called Session.

At the request of Senator Buchanan of Scurry, I beg to submit for your consideration the following subject, to-wit:

"An Act to amend Section 1 of Chapter 143 of the Special Laws of the Regular Session of the Thirty-fifth Legislature of the State of Texas, creating the Tahoka Independent School District, in Lynn County, Texas, etc., and declaring an emergency."

Respectfully submitted,
W. P. HOBBY,
Governor.

Governor's Office,
Austin, Texas, May 31, 1920.
To the Thirty-sixth Legislature in Third Called Session.

Gentlemen: At the request of Representative Baldwin, I submit for your consideration the following subjects, to-wit:

"An Act creating and incorporating Canyon Independent School District in Lubbock County, Texas, etc., and declaring an emergency."

"An Act creating and incorporating the Idalou Independent School District in Lubbock County, Texas, etc., and declaring an emergency."

"An Act extending the boundaries of and adding territory to the Union Independent School District in Terry County, Texas, and declaring an emergency."

Respectfully submitted,
W. P. HOBBY,
Governor.

Governor's Office,
Austin, Texas, June 1, 1920.
To the Thirty-sixth Legislature in Third Called Session.

Gentlemen: At the request of Representative Terrell, I submit for your

consideration the following subject, to-wit:

"An Act to amend Section 10 and 14 of Chapter 118, Special Laws, passed at the Regular Session of the Thirty-fifth Legislature, the same being a special road law for Cherokee County."

Respectfully submitted,
W. P. HOBBY,
Governor.

Governor's Office,
Austin, Texas, June 1, 1920.
To the Thirty-sixth Legislature in
Third Called Session.

Gentlemen: At the request of Representative Faubion, I submit for your consideration the following subject, to-wit:

"An Act to increase the limits of Bertram Independent School District in Burnet County, Texas."

Respectfully submitted,
W. P. HOBBY,
Governor.

Governor's Office,
Austin, Texas, June 1, 1920.
To the Thirty-sixth Legislature in
Third Called Session.

Gentlemen: At the request of Senator Williford, I submit for your consideration the following subject, to-wit:

"An Act to amend Section 1 of Chapter 7, page 8, of the Acts of the Regular Session of the Thirty-third Legislature of the State of Texas; so as to provide that the suspension of sentence in certain cases of conviction of felony shall not apply to persons over the age of 25 years, and declaring an emergency."

Respectfully submitted,
W. P. HOBBY,
Governor.

Bills and Resolutions.

The following bills and resolutions were introduced:

By Senator Caldwell:

S. B. No. 44, A bill to be entitled "An Act to increase the lines of Bertram Independent School District, in Burnet County, Texas, created by an Act of the Thirty-fifth Legislature, approved May 28th, 1917, by adding thereto certain territory of the adjoining districts, defining the boundaries of the said Bertram Independent School District with such territory added thereto and providing that the territory so added shall not be

subject to any of the school house bonded indebtedness against the said Bertram Independent School District and the territory now comprising said district, repealing all the existing laws in so far as the same conflict herewith, declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senator Bailey:

S. B. No. 45. A bill to be entitled, "An Act to amend Chapter 7, Title 22 of the Revised Civil Statutes of Texas, by adding thereto Article 956a providing for the bringing of suits for delinquent taxes by unincorporated cities and towns, prescribing the conditions precedent thereto and for the employment of special attorneys for the bringing of such suits and for the recovery of such suits as a part of the costs thereof the same fees for the city attorneys and special attorneys so employed as are now provided for county attorneys for the bringing of such suits on behalf of the State and County for the collection of delinquent taxes, providing that in no case shall such city or town become liable for such fees, and declaring an emergency."

Read first time and referred to Committee on Civil Jurisprudence.

By Senator Witt:

S. B. No. 46, A bill to be entitled, "An Act to amend Articles 3 and 4 of the Revised Statutes of the State of Texas, adopted at the regular session of the Thirty-second Legislature of 1911, providing for the adoption of a child where the parent or parents have voluntarily abandoned such child."

Read first time and referred to Committee on Civil Jurisprudence.

By Senator Williford:

S. B. No. 47, A bill to be entitled, "An Act to amend Section 1 of Chapter 7, page 8 of the Acts of the regular session of the Thirty-third Legislature of the State of Texas, so as to provide that the suspension of sentence in certain cases of conviction of felony shall not apply to persons over age of 25 years, and declaring an emergency."

Read first time and referred to Committee on Criminal Jurisprudence.

By Senator Smith:

S. B. No. 48, A bill to be entitled,

"An Act to amend Article 3883 of Chapter 130 of the General Laws of the State of Texas, passed by the Thirty-fifth Legislature at its regular session, regulating the fees allowed County Officers in certain counties in this State."

Read first time and referred to Committee on Civil Jurisprudence.

By Senator Page:

S. B. No. 49, A bill to be entitled, "An Act amending Article 3866 (2462) Revised Civil Statutes of the State of Texas, 1895, relating to compensation for ex-officio services of the Sheriffs of the State, and declaring an emergency."

Read first time and referred to Committee on Civil Jurisprudence.

Simple Resolution No. 8.

Senator Woods sent up the following resolution:

Be it Resolved, That we desire to express and do hereby express to the Chamber of Commerce and the citizens of the capitol city of Austin, our most hearty and sincere appreciation of the active and thoughtful courtesies extended to the Legislature of Texas by them in providing that most unique and enjoyable "Chicken Barbecue" at Barton Springs on the evening of May 31st, with comfortable transportation to and from said scene of beauty, and the many incident attractions connected therewith.

We thank you much and wish for you abundant success and prosperity and much pleasure and comfort therein.

Woods, Westbrook, Williford, Dean, Dayton, Gibson, Page, Rector, Dudley, Alderdice, Bailey, Davidson, Clark.

On the motion of Senator Woods the rest of the Senators names were added to the resolution.

The resolution was read and adopted.

Senate Bill No. 43.

On the request of Senator Bledsoe, Senate Bill No. 43 was taken up out of its order by unanimous consent, and was considered.

S. B. No. 43, A bill to be entitled, "An Act creating and incorporating the Estacado Independent School Dis-

trict in Crosby County and Lubbock County, Texas, and defining the boundaries thereof, providing for a Board of Trustees thereof, and declaring an emergency."

On the motion of Senator Bledsoe, the Senate rule requiring committee reports to lay on the table one day, was unanimously suspended.

The committee report that the bill be not printed was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Bledsoe, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 43 was put on its third reading and final passage by the following vote:

Yeas 24.

Alderdice.	Floyd.
Bailey.	Hall.
Bledsoe.	Hertzberg.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	Page.
Caldwell.	Parr.
Carlock.	Strickland.
Clark.	Suiter.
Dean.	Westbrook.
Dorough.	Williford.
Dudley.	Witt.
Faust.	Woods.

Absent.

Cousins.	McNealus.
Davidson.	Rector.
Dayton.	Smith.
Gibson.	

The bill was read the third time and finally passed by the following vote:

Yeas—26.

Alderdice.	Floyd.
Bailey.	Gibson.
Bledsoe.	Hall.
Buchanan of Bell.	Hertzberg.
Buchanan of Scurry.	Hopkins.
Caldwell.	Page.
Carlock.	Parr.
Clark.	Strickland.
Cousins.	Suiter.
Dean.	Westbrook.
Dorough.	Williford.
Dudley.	Witt.
Faust.	Woods.

Absent.

Davidson.	McNealus.
Dayton.	Rector.

Absent—Excused.

Smith.

Senate Bill No. 40.

On the request of Senator Bledsoe, Senate Bill No. 40 was taken up, out of its order, by unanimous consent, and was considered.

S. B. No. 40, A bill to be entitled, "An Act creating and incorporating the Lorenzo Independent School District, in Crosby County and Lubbock County, Texas, and defining the boundaries thereof, providing for a Board of Trustees, and declaring an emergency."

On the motion of Senator Bledsoe the Senate rule requiring committee reports to lie on the table one day, was suspended by unanimous vote.

The committee report that the bill be not printed was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Bledsoe, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 40 was put on its third reading and final passage by the following vote:

Yeas—26.

Alderdice.	Floyd.
Bailey.	Gibson.
Bledsoe.	Hall.
Buchanan of Bell.	Hertzberg.
Buchanan of Scurry.	Hopkins.
Caldwell.	Page.
Carlock.	Parr.
Clark.	Strickland.
Cousins.	Suiter.
Dean.	Westbrook.
Dorough.	Williford.
Dudley.	Witt.
Faust.	Woods.

Absent.

Davidson.	McNealus.
Dayton.	Rector.

Absent—Excused.

Smith.

The bill was read the third time and finally passed by the following vote:

Yeas—26.

Alderdice.	Clark.
Bailey.	Cousins.
Bledsoe.	Dean.
Buchanan of Bell.	Dorough.
Buchanan of Scurry.	Dudley.
Caldwell.	Faust.
Carlock.	Floyd.

8—Senate.

Gibson.
Hall.
Hertzberg.
Hopkins.
Page.
Parr.

Strickland.
Suiter.
Westbrook.
Williford.
Witt.
Woods.

Absent.

Davidson.
Dayton.

McNealus.
Rector.

Absent—Excused.

Smith.

Senate Bill No. 41.

On the request of Senator Hall, for Senator Smith, Senate Bill No. 41 was taken up out of its order, by unanimous consent, and considered.

S. B. No. 41, A bill to be entitled, "An Act creating the Mt. Enterprise Independent School District of Rusk County; defining its boundaries, and declaring an emergency."

On the motion of Senator Hall, the Senate rule requiring committee reports to lie on the table one day was suspended by unanimous vote.

The committee report that the bill be not printed was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Hall, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 41 was put on its third reading and final passage by the following vote:

Yeas—26.

Alderdice.	Floyd.
Bailey.	Gibson.
Bledsoe.	Hall.
Buchanan of Bell.	Hertzberg.
Buchanan of Scurry.	Hopkins.
Caldwell.	Page.
Carlock.	Parr.
Clark.	Strickland.
Cousins.	Suiter.
Dean.	Westbrook.
Dorough.	Williford.
Dudley.	Witt.
Faust.	Woods.

Absent.

Davidson.
Dayton.

McNealus.
Rector.

Absent—Excused.

Smith.

The bill was read the third time and finally passed by the following vote:

Yeas—26.

Alderdice.	Floyd.
Bailey.	Gibson.
Bledsoe.	Hall.
Buchanan of Bell.	Hertzberg.
Buchanan of Scurry.	Hopkins.
Caldwell.	Page.
Carlock.	Parr.
Clark.	Strickland.
Cousins.	Suiter.
Dean.	Westbrook.
Dorough.	Williford.
Dudley.	Witt.
Faust.	Woods.

Absent.

Davidson.	McNealus.
Dayton.	Rector.

Absent—Excused.

Smith.

Adjournment.

On the motion of Senator Hopkins, the Senate stood adjourned until Wednesday morning at 10 o'clock.

APPENDIX.

Several petitions urging the passage of the educational relief bill were introduced and referred to the Committee on Education, by the following Senators:

Hertzberg, Buchanan of Bell, and Williford.

Letter to Dr. Clark.

Hallettsville, Texas, May 28, 1920.
Dr. I. E. Clark, Senator 18th District, Austin, Texas.

Dear Dr. Clark: Herewith you will find a petition signed by every person to whom it was presented and explained.

Mr. H. J. Strunk, member of the county board of school trustees, states that it would be a better idea to equate the State surplus funds to the public schools and State institutions of higher learning over three or more years.

Remember, dear doctor, our schools, especially the small ones in large but sparsely settled districts, need help this year and need it bad. It will be hard to persuade teachers to go out and teach them for the small funds they offer. These schools received State Aid last year

and for that reason they were able to obtain teachers. But according to the State Aid Law and the ruling of the State Department of Education, these schools can not get the aid again unless the districts will vote and levy a 50-cent local tax. You see, dear doctor, most of these districts are controlled by stockmen who do not desire a 50-cent school tax and generally defeat the tax whenever an election for that purpose is held. The smaller farmers' and renters' children in such districts will be without teachers the coming winter unless the State will offer a helping hand. In my opinion, these children are entitled to a common school education, more so than the university student to a college education if the State must pay the education of both. It's more essential to the future destiny of our Republic. However, I say if the funds permit, give the University and the other institutions of higher learning the funds they need as well as to the common schools. But let's not hide the "Little Red School" behind the University. It's the school from whence the great masses hail.

In Lavaca County I will have fourteen schools which will be without teachers unless the State will find some means to get more money for them.

Thanking you for the Senate Journal, I am,

Your friend,

FRANK SCHOPPE.

Committee Reports.

Committee Room,
Austin, Texas, June 1, 1920.
Hon. W. A. Johnson, President of the Senate.

Sir: We, your committee on Engrossed Bills have had S. B. No. 24 carefully compared and find same to be correctly engrossed.

FAUST, Chairman.

Committee Room,
Austin, Texas, May 31, 1920.
Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Engrossed Bills have had S. B. No. 15 carefully compared and find same to be correctly engrossed.

FAUST, Chairman.

Committee Room,
Austin, Texas, June 1, 1920.
Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Engrossed Bills have had S. B. No. 30 carefully compared and find same to be correctly engrossed.

FAUST, Chairman.

Committee Room,
Austin, Texas, May 31, 1920.
Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Engrossed Bills have had S. B. No. 23 carefully compared and find same to be correctly engrossed.

FAUST, Chairman.

Committee Room,
Austin, Texas, May 31, 1920.
Hon. W. A. Johnson, President of the Senate.

Sir: We, your committee on Engrossed Bills have had Senate Bill No. 17 carefully compared and find same to be correctly engrossed.

FAUST, Chairman.

Committee Room,
Austin, Texas, May 31, 1920.
Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Engrossed Bills have had S. B. No. 22 carefully compared and find same to be correctly engrossed.

FAUST, Chairman.

Committee Room,
Austin, Texas, June 1, 1920.
Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Education to whom was referred H. B. No. 14 have had same under consideration and I am directed to report it favorably, with the recommendation that it do pass and be not printed.

ALDERDICE, Chairman.

Committee Room,
Austin, Texas, June 1, 1920.
Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Education to whom was referred S. B. No. 43 have had same under consideration and I am directed to report it favorably, with the recommendation that it do pass and be not printed.

ALDERDICE, Chairman.

Committee Room,
Austin, Texas, June 1, 1920.
Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Education to whom was referred S. B. No. 40 have had same under consideration and I am directed to report it favorably, with the recommendation that it do pass and be not printed.

ALDERDICE, Chairman.

Committee Room,
Austin, Texas, June 1, 1920.
Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Education to whom was referred S. B. No. 41 have had same under consideration and I am directed to report it favorably, with the recommendation that it do pass and be not printed.

ALDERDICE, Chairman.

Committee Room,
Austin, Texas, June 1, 1920.
Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Education to whom was referred S. B. No. 44 have had same under consideration and I am directed to report it favorably, with the recommendation that it do pass and be not printed.

ALDERDICE, Chairman.

ELEVENTH DAY.

Senate Chamber,
Austin, Texas,
Wednesday, June 2, 1920.
The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor W. A. Johnson.

The roll was called, a quorum being present, the following Senators answering to their names:

Alderdice.	Gibson.
Bailey.	Hall.
Bledsoe.	Hertzberg.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	McNealus.
Caldwell.	Page.
Carlock.	Parr.
Clark.	Rector.
Cousins.	Smith.
Davidson.	Strickland.
Dayton.	Suiter.
Dean.	Westbrook.
Dorough.	Williford.
Dudley.	Witt.
Faust.	Woods.
Floyd.	